CLASSIFICATION OFFICE DECISION

Title of publication:	IMG_6345.JPG
Other known title(s):	Not stated
OFLC ref:	1900203.074
Medium:	Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	22 July 2019
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	22 July 2019

Summary of reasons for decision:

The publication is deemed objectionable because it promotes and supports the sexual exploitation of children and the use of violence to compel participation in or submission to sexual activity. The publication is a strongly sexualised image of young naked boys, including one who is restrained and gagged. There is no alternate reading of the image other than it is intended for the sexual arousal of those with a prurient interest in children. It supports and encourages the notion that children are legitimate subjects for adult sexual arousal. This classification interferes with the right to freedom of expression as provided by the New Zealand Bill of rights Act 1990. However, the classification is consistent with Parliament's intention that publications falling under ss 3(2)(a) and 3(2)(b) of the FVPC Act are deemed objectionable. This is a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to protect its young from exploitation and harm.